



Crl.O.P.No.27019 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.10.2024

CORAM

THE HON'BLE MR. JUSTICE P.DHANABAL

Crl.O.P.No.27019 of 2024

Bommi @ Azhakammal

...Petitioner

Vs.

State rep by
The Inspector of Police
H8 Thiruvottiyur Police Station,
Chennai,
(Crime No.1134 of 2024)

...Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S. Act, 2023, praying to enlarge the petitioner on bail in Crime No.1134 of 2024 on the file of respondent police.

For Petitioner : Mr.S. Vinith

For Respondent : Mr.S.Vinothkumar
Government Advocate (Crl. Side)



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4. Learned Government Advocate (Crl.Side) opposes the grant of bail to the petitioner by stating that the petitioner was in possession of banned tobacco products worth about Rs.2,000/- He further submitted that there are fourteen previous cases pending against the petitioner.

5. Heard both sides and perused the materials available on record.

6.Considering the representation made on both sides and also considering the value of the products involved in this case and taking note of the fact that even though the petitioner has some previous cases, in that cases, he has been released on bail, and also taking into consideration the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions:

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with two sureties, each for a like sum to the satisfaction of the



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learned Judicial Magistrate, Thiruvottiyur, Chennai and on further conditions that:

[a] the petitioner shall report before the respondent police station everyday at 10.30 a.m until further orders.

[b] the petitioner shall attend in accordance with the conditions of the bond;

[c] the Petitioner shall not commit any offences of similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

[d] the Petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[e] the Petitioner shall not abscond either during investigation or trial;

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the Petitioner in accordance



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with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]; and

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

29.10.2024

smn

To

1.The Judicial Magistrate, Thiruvottiyur, Chennai

2. The Inspector of Police
H8 Thiruvottiyur Police Station,
Chennai,

2.The Central Prison,Puzhal-II

4.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

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